

**STATEMENT UNDER 37 CFR § 3.73(b)**

Applicant/Patentee: Donald B. Borders, William V. Curran, Amedeo A. Fantini, Noreen D. Francis, Howard Jarolmen and Richard A. Leese

Application No./Patent No.: 6,737,403 B2 Filed/Issue Date: May 18, 2004

For: DERIVATIVES OF LASPARTOMYCIN AND PREPARATION AND USE THEREOF

BioSource Pharm, Inc., a corporation  
(Name of Assignee) Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is

- A.  the assignee of the entire right, title and interest in the patent application identified above; or
- B.  an assignee together with [ ] of the entire right, title and interest in the patent application identified above.

The right, title and interest of the above-named assignee in the patent application identified above is established by virtue of:

- A.  An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel [ ], Frame [ ], or a copy thereof is attached.

OR

- B.  A chain of title from the inventor(s) of the patent application identified above, to the current assignee as shown below:

1. From: Donald B. Borders, William V. Curran, Amedeo A. Fantini, Noreen D. Francis, Howard Jarolmen and Richard A. Leese To: Intrabiotics Pharmaceuticals, Inc.  
 The document was recorded in the United States Patent and Trademark Office at Reel 012150, Frame 0683-0686, or a copy thereof is attached.
2. From: Donald B. Borders, William V. Curran, Amedeo A. Fantini, Noreen D. Francis, Howard Jarolmen and Richard A. Leese To: Biosource Pharm, Inc.  
 The document was recorded in the United States Patent and Trademark Office at Reel 013133, Frame 0089-0093, or a copy thereof is attached.
3. From: Biosource Pharm, Inc. To: Intrabiotics Pharmaceuticals, Inc.  
 The document was recorded in the United States Patent and Trademark Office at Reel 013222, Frame 0890-0892, or a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Signature Donald B. Borders

Name: Donald B. Borders

Title: President

Date: October 6, 2010

4. From: Intrabiotics Pharmaceuticals, Inc. To: Micrologix Biotech Inc.  
The document was recorded in the United States Patent and Trademark Office at  
Reel 013335, Frame 0786-0788, or a copy thereof is attached.
5. From: Micrologix Biotech Inc. To: Migenix Inc.  
The document was recorded in the United States Patent and Trademark Office at  
Reel 016662, Frame 0582-0583, or a copy thereof is attached.
6. From: Migenix Inc. To: Biowest Therapeutics Inc.  
The document was recorded in the United States Patent and Trademark Office at  
Reel 024892, Frame 0492-0495, or a copy thereof is attached.
7. From: Biowest Therapeutics Inc. To: Biosource Pharm, Inc.  
The document was recorded in the United States Patent and Trademark Office at  
Reel 025026, Frame 0536-0542, or a copy thereof is attached.

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